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Attorneys for Defendant,  
Sony Corporation of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

GREGORY BENDER

Plaintiff,

V.

SONY CORPORATION OF AMERICA, a New  
York corporation,

Defendant.

Case No. 09-CV-01246-CRB

**STIPULATION AND ~~[PROPOSED]~~  
ORDER TO EXTEND TIME TO  
RESPOND TO AMENDED  
COMPLAINT**

## RECITALS

WHEREAS, the Complaint of Plaintiff Gregory Bender (“Plaintiff”) in this action was filed on or about March 23, 2009;

WHEREAS, the Amended Complaint of Plaintiff in this action was filed on or about May 21, 2009;

1 WHEREAS, Defendant Sony Corporation of America ("Sony") waived service of  
2 Plaintiff's Amended Complaint in this action on June 23, 2009;

3 WHEREAS, on July 10, 2009, this matter was reassigned to Honorable Charles R. Breyer  
4 for all further proceedings;

5 WHEREAS, on July 22, 2009, Sony submitted a Stipulation to Reschedule Initial Case  
6 Management Conference and to Extend Time to Respond to Amended Complaint, which was  
7 approved by the Court on July, 24, 2009;

8 WHEREAS, Sony's response to Plaintiff's Amended Complaint is due on August 10,  
9 2009;

10 WHEREAS, Sony requested, and Plaintiff has agreed to provide, a brief additional period  
11 of time (14 days) to prepare its response to the Amended Complaint; and

12 WHEREAS, this additional time will not interfere with any other deadlines set by the  
13 Court in this matter.

14  
15 **STIPULATION**

16 IT IS HEREBY AGREED AND STIPULATED by and between Plaintiff and Sony,  
17 through their respective attorneys of record, as follows:

18 (1) The time within which Sony shall be required to file its answer, motion,  
19 counterclaim, cross-claim and/or other response to Plaintiff's Amended Complaint in this action  
20 shall be extended to and including August 24, 2009.

1  
2 APPROVED AS TO FORM AND CONTENT

3  
4 DATED: August 7, 2009

STEVEN M. BAUER  
MICHAEL A. FIRESTEIN  
JACOB K. BARON  
PROSKAUER ROSE LLP

5  
6  
7 /s/ Jacob K. Baron  
8 Jacob K. Baron

9  
10 Attorneys for Defendant,  
Sony Corporation of America

11  
12 DATED: August 7, 2009

DAVID N. KUHN

13  
14  
15 /s/ David N. Kuhn  
David N. Kuhn

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17  
18 Attorney for Plaintiff,  
Gregory Bender

~~PROPOSED~~ ORDER

Having considered the foregoing Stipulation, and good cause appearing,

(1) The time within which Sony shall be required to file its answer, motion, counterclaim, cross-claim and/or other response to Plaintiff's Amended Complaint in this action shall be extended to and including August 24, 2009.

IT IS SO ORDERED

DATED: August 11, 2009

The Honorable   
Judge of the United States District Court  
Northern District of California

